



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Theodore F. Rabenko

Appl. No. 09/874,127

Filed: June 6, 2001

For: **Delay Reduction Method for
Telephony System With Multiple
Packet Generators**

Confirmation No. 7884

Art Unit: 1875.0630001

Examiner: To Be Assigned

Atty. Docket: 1875.0630001

Information Disclosure Statement

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JUN 27 2002

Commissioner for Patents
Washington, D.C. 20231

Technology Center 2600

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application



does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

Applicants have checked the appropriate boxes below.

- 1. This Information Disclosure Statement is being filed within three months of the date of filing of a national application other than a continued prosecution application (CPA), OR within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application, OR before the mailing date of a first Office Action on the merits OR before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No statement or fee is required.
- 2. This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application.
 - a. I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).
 - b. I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).
 - c. Attached is our Check No. _____ in the amount of \$ _____ in payment of the fee under 37 C.F.R. § 1.17(p).

3. This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee. Enclosed find our Check No. _____ in the amount of \$ _____ in payment of the fee under 37 C.F.R. § 1.17(p); in addition:

a. I hereby state that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).

b. I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).

4. The document(s) was/were cited in a search report by a foreign patent office in a counterpart foreign application. Submission of an English language version of the search report that indicates the degree of relevance found by the foreign office is provided in satisfaction of the requirement for a concise explanation of relevance. 1138 OG 37, 38.

5. A concise explanation of the relevance of the non-English language document(s) appears below:

6. Copies of the documents were cited by or submitted to the Office in an IDS that complies with 37 C.F.R. § 1.98(a)-(c) in Application No. _____, filed _____, which is relied upon for an earlier filing date under 35 U.S.C. § 120. Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).

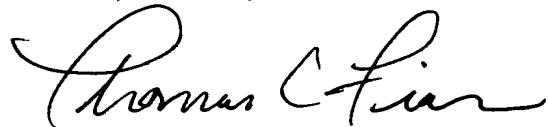
Theodore F. Rabenko
Appl. No. 09/874,127

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: 6/26/02

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FORM PTO-1449 <u>INFORMATION DISCLOSURE STATEMENT</u>		ATTY. DOCKET NO. 1875.0630001	APPLICATION NO. 09/874,127			
		APPLICANT Theodore F. Rabenko				
		FILING DATE June 6, 2001	GROUP 2645			
U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
AA1						
AB1						
AC1						
AD1						
AE1						
AF1						
AG1						
AH1						
AI1						
AJ1						
AK1						

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FOREIGN PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL1	2 322 516	08/26/1998	GB			Yes No
	AM1						Yes No
	AN1						Yes No
	AO1						Yes No
	AP1						Yes No

OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

	AR	1	Copy of International Search Report from PCT Appl. No. PCT/US01/18200, mailed April 4, 2002, 7 pages.
	AS	1	Hoshi et al., "Proposal of a Method of Voice Stream Multiplexing for IP Telephony Systems", Internet Workshop, February 18, 1999, pages 182-188.
	AT	1	Gun Seo et al., "An Implementation of VoIP Cable Modem", Tencon 99, Proceedings of the IEEE Region 10 Conference, Cheju Island, South Korea, September 15-17, 1999, pages 1532-1535.

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.	

<p style="text-align: center;">O I P E FORM PTO-1449 <u>INFORMATION DISCLOSURE STATEMENT</u> <i>JUN 26 2002</i></p>		ATTY. DOCKET NO. 1875.0630001		APPLICATION NO. 09/874,127	
		APPLICANT Theodore F. Rabenko			
		FILING DATE June 6, 2001	GROUP 2645		

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
AA2						
AB2						
AC2						
AD2						
AE2						
AF2						
AG2						
AH2						
AI2						
AJ2						
AK2						

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
AL2						Yes No
AM2						Yes No
AN2						Yes No
AO2						Yes No
AP2						Yes No

OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

AR	2	Saito, H., "Bandwidth Management in AAL2 Networks", Proceedings of the International Teletraffic Congress, June 7-11, 1999, Vol. 3A, pages 365-374.
AS	2	Sriram et al., "Voice over ATM Using AAL2 and Bit Dropping: Performance and Call Admission Control", IEEE Journal on Selected Areas in Communications, Vol. 17, No. 1, January 1999, pages 18-28.
AT	2	

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.